

STATE OF WISCONSIN
Senate Journal
Ninety–Ninth Regular Session

FRIDAY, February 20, 2009

The Chief Clerk makes the following entries under the above date.

CHIEF CLERK'S ENTRIES

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 37** offered by Senator Taylor.

INTRODUCTION, FIRST READING AND REFERENCE OF PROPOSALS

Read and referred:

Senate Bill 83

Relating to: strip searches.

By Senators Leibham and Olsen; cosponsored by Representatives Bies, A. Ott, Spanbauer and Townsend.

To committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing.**

Senate Bill 84

Relating to: ineligibility for state financial assistance of a postsecondary student who has been convicted of possessing, with intent to manufacture, distribute, or deliver, or of manufacturing, distributing, or delivering, a controlled substance or controlled substance analog based on conduct that occurred during a period of enrollment for which the postsecondary student was receiving any state financial assistance and granting rule–making authority.

By Senators Leibham, Lazich and Darling; cosponsored by Representatives LeMahieu, Suder, Murtha, Vos, Gunderson, Bies, Huebsch, A. Ott, Van Roy, Nass, Roth, Brooks, Townsend, Petersen, Nygren and Strachota.

To committee on **Agriculture and Higher Education.**

REPORT OF COMMITTEES

The committee on **Senate Organization** reports:

The following appointments and proposals were added to the Senate Calendar of Tuesday, February 24, 2009:

Executive Appointment **Karla Blair**

Executive Appointment **Michael Kinney**

Executive Appointment **Gary Kohlenberg**

Executive Appointment **Thomas Mullooly**

Executive Appointment **Christine Nuernberg**

Executive Appointment **Nancy Ragland**

Executive Appointment **Dale Shaver**

Executive Appointment **Edward Wagner**

Senate Bill 6

Senate Bill 12

Ayes, 5 – Senators Decker, Risser, Hansen, Fitzgerald and Grothman.

Noes, 0 – None.

RUSS DECKER
Chairperson

The committee on **Children and Families and Workforce Development** reports and recommends:

ALBRECHT, ARLIE, of Green Bay, as a member of the Marriage and Family Therapy Professional Counseling and Social Work Examining Board, to serve for the term ending July 1, 2012.

Confirmation.

Ayes, 5 – Senators Jauch, Lassa, Vinehout, Kedzie and Hopper.

Noes, 0 – None.

ALVIN, ERIC, of Wausau, as a member of the Marriage and Family Therapy Professional Counseling and Social Work Examining Board, to serve for the term ending July 1, 2012.

Confirmation.

Ayes, 5 – Senators Jauch, Lassa, Vinehout, Kedzie and Hopper.

Noes, 0 – None.

LINDSEY, CHARLES, of Sun Prairie, as a member of the Marriage and Family Therapy Professional Counseling and Social Work Examining Board, to serve for the term ending July 1, 2012.

Confirmation.

Ayes, 5 – Senators Jauch, Lassa, Vinehout, Kedzie and Hopper.

Noes, 0 – None.

WALSH, MARY JO, of Mukwonago, as a member of the Marriage and Family Therapy Professional Counseling and Social Work Examining Board, to serve for the term ending July 1, 2011.

Confirmation.

Ayes, 5 – Senators Jauch, Lassa, Vinehout, Kedzie and Hopper.

Noes, 0 – None.

WOOD, DARRYL, of La Crosse, as a member of the Marriage and Family Therapy Professional Counseling and Social Work Examining Board, to serve for the term ending July 1, 2012.

Confirmation.

Ayes, 5 – Senators Jauch, Lassa, Vinehout, Kedzie and Hopper.

Noes, 0 – None.

ROBERT JAUCH
Chairperson

The committee on **Economic Development** reports and recommends:

BLAIR, KARLA, of Kaukauna, as a member of the Accounting Examining Board, to serve for the term ending July 1, 2012.

Confirmation.

Ayes, 7 – Senators Lassa, Lehman, Vinehout, Kreitlow, Kanavas, Darling and Leibham.

Noes, 0 – None.

KINNEY, MICHAEL, of River Falls, as a member of the Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors, to serve for the term ending July 1, 2012.

Confirmation.

Ayes, 7 – Senators Lassa, Lehman, Vinehout, Kreitlow, Kanavas, Darling and Leibham.

Noes, 0 – None.

KOHLBERG, GARY, of Oconomowoc, as a member of the Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors, to serve for the term ending July 1, 2012.

Confirmation.

Ayes, 7 – Senators Lassa, Lehman, Vinehout, Kreitlow, Kanavas, Darling and Leibham.

Noes, 0 – None.

MULLOOLY, THOMAS, of Wauwatosa, as a member of the Wisconsin Aerospace Authority, to serve for the term ending June 30, 2011.

Confirmation.

Ayes, 7 – Senators Lassa, Lehman, Vinehout, Kreitlow, Kanavas, Darling and Leibham.

Noes, 0 – None.

NUERNBERG, CHRISTINE, of Mequon, as a member of the Wisconsin Professional Baseball Park District Board, for the term ending July 1, 2009.

Confirmation.

Ayes, 7 – Senators Lassa, Lehman, Vinehout, Kreitlow, Kanavas, Darling and Leibham.

Noes, 0 – None.

RAGLAND, NANCY, of Madison, as a member of the Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors, to serve for the term ending July 1, 2012.

Confirmation.

Ayes, 7 – Senators Lassa, Lehman, Vinehout, Kreitlow, Kanavas, Darling and Leibham.

Noes, 0 – None.

WAGNER, EDWARD, of Marshfield, as a member of the Wisconsin Aerospace Authority, to serve for the term ending June 30, 2011.

Confirmation.

Ayes, 7 – Senators Lassa, Lehman, Vinehout, Kreitlow, Kanavas, Darling and Leibham.

Noes, 0 – None.

JULIE LASSA
Chairperson

The committee on **Environment** reports and recommends: SHAVER, DALE, of Waukesha, as a member of the Waste Facilities Siting Board, to serve for the term ending May 1, 2011.

Confirmation.

Ayes, 5 – Senators Miller, Jauch, Wirch, Kedzie and Olsen.

Noes, 0 – None.

Senate Bill 12

Relating to: the operation of motorboats, other than personal watercraft, at slow–no–wake speed within a given distance of the shoreline of a lake.

Passage.

Ayes, 5 – Senators Miller, Jauch, Wirch, Kedzie and Olsen.

Noes, 0 – None.

Senate Bill 6

Relating to: designating a portion of the Brunswweiler River as a wild river.

Passage.

Ayes, 5 – Senators Miller, Jauch, Wirch, Kedzie and Olsen.

Noes, 0 – None.

MARK MILLER
Chairperson

The committee on **Transportation, Tourism, Forestry, and Natural Resources** reports and recommends:

CRANE, SUE, of Burlington, as a member of the State Fair Park Board, to serve for the term ending May 1, 2013.

Confirmation.

Ayes, 7 – Senators Holperin, Sullivan, Plale, Hansen, Leibham, Kedzie and Grothman.

Noes, 0 – None.

DEVINE, DAN, of Milwaukee, as a member of the State Fair Park Board, to serve for the term ending May 1, 2009.

Confirmation.

Ayes, 7 – Senators Holperin, Sullivan, Plale, Hansen, Leibham, Kedzie and Grothman.

Noes, 0 – None.

DITTMAR, BEVERLY, of Eagle River, as a member of the Snowmobile Recreation Council, to serve for the term ending July 1, 2010.

Confirmation.

Ayes, 7 – Senators Holperin, Sullivan, Plale, Hansen, Leibham, Kedzie and Grothman.

Noes, 0 – None.

GREEN, JERRY, of Black River Falls, as a member of the Snowmobile Recreation Council, to serve for the term ending July 1, 2011.

Confirmation.

Ayes, 7 – Senators Holperin, Sullivan, Plale, Hansen, Leibham, Kedzie and Grothman.

Noes, 0 – None.

HALMINIAK, BRENDA, of Rhinelander, as a member of the Examining Board of Professional Geologists, Hydrologists and Soil Scientists, to serve for the term ending July 1, 2012.

Confirmation.

Ayes, 7 – Senators Holperin, Sullivan, Plale, Hansen, Leibham, Kedzie and Grothman.

Noes, 0 – None.

HUNT, RANDALL, of Cross Plains, as a member of the Examining Board of Professional Geologists, Hydrologists and Soil Scientists, to serve for the term ending July 1, 2012.

Confirmation.

Ayes, 7 – Senators Holperin, Sullivan, Plale, Hansen, Leibham, Kedzie and Grothman.

Noes, 0 – None.

JEFFREYS, CELESTINE, of Green Bay, as a member of the Fox River Navigational System Authority, to serve for the term ending July 1, 2011.

Confirmation.

Ayes, 7 – Senators Holperin, Sullivan, Plale, Hansen, Leibham, Kedzie and Grothman.

Noes, 0 – None.

LANDES, SAMUEL, of Dane, as a member of the Snowmobile Recreation Council, to serve for the term ending July 1, 2011.

Confirmation.

Ayes, 7 – Senators Holperin, Sullivan, Plale, Hansen, Leibham, Kedzie and Grothman.

Noes, 0 – None.

LANG, ROBERT, of Cable, as a member of the Snowmobile Recreation Council, to serve for the term ending July 1, 2011.

Confirmation.

Ayes, 7 – Senators Holperin, Sullivan, Plale, Hansen, Leibham, Kedzie and Grothman.

Noes, 0 – None.

MADISON, FREDERICK, of Lodi, as a member of the Examining Board of Professional Geologists, Hydrologists and Soil Scientists, to serve for the term ending July 1, 2012.

Confirmation.

Ayes, 7 – Senators Holperin, Sullivan, Plale, Hansen, Leibham, Kedzie and Grothman.

Noes, 0 – None.

MALECKI, ANDREW, of Green Bay, as a member of the Snowmobile Recreation Council, to serve for the term ending July 1, 2011.

Confirmation.

Ayes, 7 – Senators Holperin, Sullivan, Plale, Hansen, Leibham, Kedzie and Grothman.

Noes, 0 – None.

RAATHS, WILLIAM, of Menasha, as a member of the Fox River Navigational System Authority, to serve for the term ending July 1, 2011.

Confirmation.

Ayes, 7 – Senators Holperin, Sullivan, Plale, Hansen, Leibham, Kedzie and Grothman.

Noes, 0 – None.

ROSE, S., of Appleton, as a member of the Fox River Navigational System Authority, to serve for the term ending July 1, 2011.

Confirmation.

Ayes, 7 – Senators Holperin, Sullivan, Plale, Hansen, Leibham, Kedzie and Grothman.

Noes, 0 – None.

RUPNOW, SUE, of Wausau, as a member of the State Fair Park Board, to serve for the term ending May 1, 2012.

Confirmation.

Ayes, 7 – Senators Holperin, Sullivan, Plale, Hansen, Leibham, Kedzie and Grothman.

Noes, 0 – None.

THORNTON, THOMAS, of Grand View, as a member of the Snowmobile Recreation Council, to serve for the term ending July 1, 2011.

Confirmation.

Ayes, 7 – Senators Holperin, Sullivan, Plale, Hansen, Leibham, Kedzie and Grothman.

Noes, 0 – None.

VAN DE HEY, RON, of Kaukauna, as a member of the Fox River Navigational System Authority, to serve for the term ending July 1, 2011.

Confirmation.

Ayes, 7 – Senators Holperin, Sullivan, Plale, Hansen, Leibham, Kedzie and Grothman.

Noes, 0 – None.

WHITE, DONNA, of Cambria, as a member of the Snowmobile Recreational Council, to serve for the term ending July 1, 2009.

Confirmation.

Ayes, 7 – Senators Holperin, Sullivan, Plale, Hansen, Leibham, Kedzie and Grothman.

Noes, 0 – None.

JIM HOLPERIN

Chairperson

PETITIONS AND COMMUNICATIONS

State of Wisconsin Office of the Senate Majority Leader

February 13, 2009

The Honorable, The Senate:

Pursuant to the statutes governing, the following is a list of Senators to serve on various councils, boards and commissions:

To the Council on Alcohol & Other Drug Abuse: Senator Carpenter.

To the Educational Communications Board: Senators Cogg and Olsen.

To the Environmental Education Board: Senator Kedzie.

To the Council on Forestry: Senator Holperin.

To the Council on Migrant Labor: Senators Cogg and Kapanke.

To the Council on Military & State Relations: Senators Sullivan and Hopper.

To the State Capitol & Executive Residence Board: Senators Risser, Robson and Olsen.

To the State Fair Park Board: Senator Sullivan.

To the Tourism Council: Senators Holperin and Fitzgerald.

To the Transportation Projects Commission: Senators Decker, Holperin, and Hansen.

To the Utility Public Benefits Council: Senator Plale.

To the Wisconsin Housing & Economic Development Authority: Senators Taylor and Grothman.

To the Women's Council: Senators Hansen and Robson.

To the Wisconsin Agricultural Education & Workforce Development Council: Senators Vinehout and Lehman.

To the State of Wisconsin Building Commission: Senator Kanavas.

To the Council on Highway Safety: Senator Leibham.

To the State Historical Society Board of Curators: Senator Schultz.

To the Information Technology Management Board: Senator Cowles.

To the Legislative State Supported Programs Study and Advisory Committee: Senator Olsen.

To the Mississippi River Parkway Commission: Senator Harsdorf.

To the Rural Economic Development Board: Dan Kapanke.

To the Transportation Projects Commission: Senators Lasee and Grothman.

To the Commission on Uniform State Laws: Joanne Huelsman.

To the World Dairy Center Authority: Senator Harsdorf.

Sincerely,
RUSS DECKER
Senate Majority Leader

**State of Wisconsin
Joint Legislative Council**

February 18, 2009

The Honorable, The Senate:

Enclosed is a copy of the 2008 Annual Report Legislative Council rules Clearinghouse, submitted to the Legislature pursuant to s. [227.15 \(5\)](#), Stats.

Sincerely,
TERRY C. ANDERSON
Director

**State of Wisconsin
Department of Administration**

February 19, 2009

The Honorable, The Legislature:

Included with this correspondence, I am submitting the report from the Department of Administration, Division of Gaming (Gaming), for the second quarter of fiscal year 2009 (October 1, 2008 through December 31, 2008). As required by s. [562.02\(1\)\(g\)](#), Wis. Stats., the attached materials contain pari-mutuel wagering and racing statistical information, as well as the revenues for the program areas of Racing, Charitable Gaming, Bingo and Indian Gaming.

If you have any questions or comments regarding this report, please do not hesitate to contact Rachel Meek at (608) 270-2535.

Sincerely,
ROBERT W. SLOEY
Administrator

**REFERRALS AND RECEIPT OF
COMMITTEE REPORTS CONCERNING
PROPOSED ADMINISTRATIVE RULES**

The committee on **Veterans and Military Affairs, Biotechnology, and Financial Institutions** reports and recommends:

Senate Clearinghouse Rule 08-106

Relating to fees.

No action taken.

JIM SULLIVAN
Chairperson